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8 IN THE UNITED STATES DISTRICT COURT
9 FOR THE EASTERN DISTRICT OF CALIFORNIA
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11 UNITED STATES OF AMERICA,) Case. No. CR-S-04-0318 MCE
12)
Plaintiff,)
13) STIPULATION AND ORDER
14)
v.)
15)
CARLOS PLANCARTE ANDRADE,) Date: May 24, 2005
16) Time: 8:30 a.m.
Defendant.) Hon. Morrison C. England, Jr.
17)
_____)

18 It is hereby stipulated by and between the United States of
19 America through Philip Ferrari, Assistant United States Attorney,
20 and defendant Carlos Plancarte Andrade, by and through his counsel,
21 Ruben Munoz, Esq., that the appearance currently set for May 10,
22 2005, be vacated and reset for a contemplated change of plea on May
23 24, 2005, at 8:30 a.m.

24 The continuance is being requested because the parties need
25 more time to investigate the facts of the case and seek resolution
26 of the case.

Speedy trial time is to be excluded from the date of this order through the date of the hearing set for May 24, 2005 pursuant to 18 U.S.C. 3161(h)(8)(B)(iv) [reasonable time to prepare] (Local Code T4).

DATED: May 9, 2005

/s/ Philip A. Ferrari for
RUBEN MUNOZ, ESQ.
Attorney for Defendant


DATED: May 9, 2005

McGREGOR W. SCOTT
United States Attorney

By: /s/ Philip A. Ferrari
PHILIP A. FERRARI
Assistant U.S. Attorney

IT IS SO ORDERED.

DATED: May 10, 2005.


MORRISON C. ENGLAND, JR.
UNITED STATES DISTRICT JUDGE